IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLN.NO.1915 OF 2007

Smt.Renu Shashikumar Jain ..Applicant

Vs.

State of Maharashtra ..Respondents

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Mr.M.S.Mohite with Mr.A.R.Kapadnis Advocates
for Applicant
Mr.Rajesh More A.P.P. for the State

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CORAM: SMT.V.K.TAHILRAMANI,J.
DATE : JUNE 18, 2007

P.C.

1. Heard the learned advocate for the applicant and the learned A.P.P. for the State.

2. The applicant is seeking anticipatory bail in C.R.No.I-120 of 2007 of Chavani Police Station, Malegaon. The said case is under Section 380 of IPC.

3. It is the prosecution case that the applicant is running a Beauty Parlour. She was known to the family of the complainant since many years. On 6.5.2007, Saloni the daughter of the complainant got married and as her reception was to take place

in the evening, Saloni came to the Beauty Parlour of the applicant along with her sister Ankita to get her make up done. At that time, Saloni was wearing saree and some jewelry. As Saloni was to get ready for the reception, said saree and jewellery were removed and kept in some pouches. Thereafter, the pouches containing saree and jewelry were handed over to Ankita. Ankita took them home. However, thereafter, Ankita realised that some of the jewellery was missing. The value of the jewellery is worth about one lakh. Ankita enquired with Saloni at the Beauty Parlour, whereupon, Saloni stated that jewellery was not there at the Parlour. Thereafter, as Saloni had to reach the function in time, Saloni and Ankita left the Beauty Parlour.

4. In the present case, it is seen that on the date of the incident i.e. on 6.5.2007, the applicant was being assisted by two Assistants and one other person i.e. niece of the applicant was also present in the Beauty Parlour. The two Assistants and niece have been granted anticipatory bail. In the present case, ornaments were found missing on 6.5.2007 however, the complaint came to be lodged on 30.5.2007. Neither Ankita nor Saloni

have stated that they saw the applicant taking away the ornaments. Besides the applicant, there were other persons in the Parlour at that time. The applicant is a lady and she is over 51 years of age. It appears that she was implicated only on suspicion. The co-accused have been released on anticipatory bail. Looking to the statements of Ankita and Saloni who were present in the Beauty Parlour and the facts and circumstances of this case, I am inclined to grant anticipatory bail to the applicant.

5. In the event of arrest, the applicant-Smt.Renu Shashikumar Jain to be released on bail in the sum of Rs.20,000/- (Rs.twenty thousand only) with one or two sureties to make up the said amount in C.R.No.I-120 of 2007 of Chavani Police Station, Malegaon. The applicant shall report to the concerned Police Station from 20.6.2007 from 10 a.m. to 2 p.m. for a period of one week and thereafter once in a month till the conclusion of trial.

6. Application is disposed of.

[Smt. V.K.Tahilramani, J.]